

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 702 – SB 651

April 10, 2017

SUMMARY OF ORIGINAL BILL: Requires an agent of the Department of Agriculture (DOA) to remove a food, drug, device, or cosmetic tag or marking, on a detained or embargoed article if such agent fails to petition for an order of condemnation, within 14 days of such detainer or embargo, rather than within 15 days.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (007091): Deletes all language after the enacting clause. Exempts from licensing requirements under the *Tennessee Food, Drug and Cosmetic Act* the operation of a farm-to-consumer distribution point if the operator: has registered the farm-to-consumer distribution point with the Department of Revenue for sales tax payment under any agreement entered into between the farmer and a consumer pursuant to which the farmer or the farmer's agent delivers food, produced by the farmer and previously sold to the consumer by the farmer, directly to the consumer or the consumer's agent at the farm-to-consumer distribution point; and agrees only to the delivery of meats by such farmers who comply with the *Tennessee Meat and Poultry Inspection Act*. Establishes that a permit is not required for the operation of a farm-to-consumer distribution point under the *Tennessee Retail Food Safety Act*.

Defines "farm to consumer distribution point" to mean a temporary or permanent location, that is not open to the general public, where a farmer or the farmer's agent delivers food produced by the farmer and previously sold under an agreement entered into between the farmer and the consumer, directly to the consumer's agent.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

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Assumption for the bill as amended:

- According to the DOA, the Department does not currently issue permits concerning farm-to-consumer distribution points and are currently unaware of any businesses that would meet the criteria of the proposed legislation; as a result, any fiscal impact is estimated to be not significant.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink that reads "Krista M. Lee". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

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